

August 10, 2009

Jennifer J. Johnson, Secretary
Board of Governors
Federal Reserve System
20th Street and Constitution Avenue, NW
Washington, DC 20551
RE: Docket No. R-1364

Dear Secretary Johnson:

Entrust Federal Credit Union appreciates the opportunity to comment on the Federal Reserve Board's (Fed) Interim Final Rules amending Regulation Z (Reg Z), which are being issued in order to implement provisions of the Credit Card Accountability Responsibility and Disclosure Act of 2009 (CARD Act) that are effective on August 20, 2009.

In general, we support the intent of Congress and the Fed to establish fair and transparent practices pertaining to open-end consumer credit plans. That being said, we have serious concerns about the operational complexities of complying with the interim final rules, particularly the 21-day statement provision effective on August 20. More importantly, we are concerned with the negative effect that the 21-day statement provision will have on our members, as the impact will be contrary to that which was intended by Congress and the Fed.

Entrust Federal Credit Union has \$61M in assets and is located in Richmond, Virginia. Entrust Federal Credit Union offers its members the following open-end products which are impacted by the 21-day statement provision: credit cards, open-end lines of credit, multi-featured open-end lending, and home equity lines of credit. As a member-owned financial institution, we work to improve the lives of our members by offering products and services in a way that is most beneficial to our member-owners, including making credit accessible and affordable. The 21-day statement provision creates unintended adverse consequences to our members and affects accessibility and affordability of open-end credit.

For credit cards, we are able to comply with the 21-day requirement. However, for the remainder of our open-end loan products, implementing the rule by August 20 will be nearly impossible. The difficulties and disadvantages in implementing the rule are outlined below:

1. We provide our members with a consolidated statement that reflects multiple loan products. By providing our members with a consolidated statement that reflects multiple loan products, it is convenient for our members and it is cost-effective for the credit union. We will no longer be able to do this under the new rules unless we move all of the due dates on the consolidated statement to the same date. In the alternative, we would have to send a separate statement for each loan product. Implementing either of these options to comply with the 21-day statement provision affects the convenience to our members as well as increases the cost to our credit union and ultimately our members.

2. With respect to many of our open-end loan programs, we allow our members to make weekly or bi-weekly payments. The weekly or bi-weekly payments allow members to pay less interest and make payments in accordance with their payroll and budgets. Therefore, it saves our members money in the long term and allows them to budget for these costs. Our members may still be able to voluntarily make weekly or bi-weekly payments; however, we will have to adjust the due date for these loans to the end of the month as it will be too costly to send a statement 21- days in advance for each weekly or bi-weekly payment. This change is confusing to our members and does not benefit them in any way. In fact, if members choose to make their payments once per month rather than more frequently as before, the impact will be detrimental due to the increased interest payments.
3. If we are required to move all of our due dates to the 28th day of each month, processing all of our open-end loans on the same date will require additional staff resource and will be very difficult. We have 1206 loans under an open-end plan that would have to be processed with the same due date. We already operate with limited staff in order to reduce costs to our member-owners. This change will further stretch our already limited staff resource.

Again, we reiterate that the 21-day statement provision will have a profound negative effect on our members and our credit union. The costs of complying with the provisions of the CARD Act will create serious considerations as to whether our credit union continues to offer open-end loans. If our credit union cannot make open-end loans accessible and affordable for our member-owners (40% of whom are overseas), we will be forced to offer only closed-end loans.

We do not believe that Congress or the Fed intended to impose this type of burden on our members or on our credit union. We respectfully urge the Fed to consider postponing the August 20 due date as it pertains to open-end loans other than credit cards. This will allow time to urge Congress to reconsider this provision based on its unintended negative consequences.

We appreciate the opportunity to submit these comments on the Reg Z interim final rules implementing provisions of the CARD Act.

Sincerely,

Susan J. Adams
President
Entrust Federal Credit Union